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December 13, 2013

8 Attorneys for Defendants,

9 **T-FAL CORP. dba T-FAL USA and TARGET CORPORATION, improperly**
10 **named as TARGET, INC.**

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA

13 **FARRIS ADAM,**

14 Plaintiff,

15 v.

16 **T-FAL CORP. dba T-FAL USA,**
17 **TARGET, INC.; and DOES 1-20,**
18 **inclusive,**

19 Defendants.

) CASE NO. CV-13-2974-YGR

)
) **STIPULATION OF THE PARTIES**
) **RE: DISMISSAL OF TARGET**
) **CORPORATION, IMPROPERLY**
) **NAMED AS TARGET, INC.**

) Date Filed: March 27, 2013

) Trial Date: None

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23 **WHEREAS,** on or about March 27, 2013, plaintiff, Farris Adam

24 ("Plaintiff") filed the instant action in the San Mateo Superior Court;

25 **WHEREAS,** on June 27, 2013, defendants T-Fal Corp. dba T-Fal USA ("T-
26 Fal") and Target Corporation, improperly named as Target, Inc. ("Target") filed a

1 Notice of Removal of the Action Under 28 U.S.C §1441(b) – Diversity;

2 **WHEREAS**, on July 3, 2013, T-Fal and Target filed an Answer to the
3 Complaint of Plaintiff;

4 **WHEREAS**, the Plaintiff now wishes to dismiss Target without prejudice;

5 **WHEREAS**, on October 18, 2013, Plaintiff filed a Notice of Voluntary
6 Dismissal of Target;

7 **WHEREAS**, the parties now file this stipulation of dismissal, signed by all
8 parties;

9 **IT IS HEREBY STIPULATED BY AND BETWEEN THE PARTIES:**

10 Pursuant to Federal Rules of Civil Procedure, Rule 49(a)(1)(A)(ii) Plaintiff's
11 action as to Target shall be dismissed without prejudice.

12
13 DATED: October 21, 2013

BULLIUNG & ASSOCIATES

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15 By: /s/ Gregory J. Bulliung
16 Gregory J. Bulliung, Esq.
17 Attorneys for Plaintiff,
18 **Farris Adam**

19 DATED: October 21, 2013

CLINTON & CLINTON

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21 By: /s/ Dana M. Ulise
22 DAVID A. CLINTON, ESQ.
23 DANA M. ULISE, ESQ.
24 Attorneys for Defendants,
25 **T-FAL CORP. dba T-FAL USA**
26 **and TARGET CORPORATION,**
27 **improperly named as TARGET,**
28 **INC.**

CERTIFICATE OF SERVICE

I, Ashleigh A. Ibram, certify that on October 21, 2013 I sent a copy of the attached **STIPULATION OF THE PARTIES RE: DISMISSAL OF TARGET CORPORATION, IMPROPERLY NAMED AS TARGET, INC.** to all parties on the Panel Attorney Service List via e-mail to the addresses listed below.



ASHLEIGH IBRAM

SERVICE LIST

Gregory J. Bulliung, Esq. BULLIUNG & ASSOCIATES 5012 Mission Street San Francisco, California 94112 Telephone: (415) 841-9000 Fax No.: (415) 585-3300	
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Attorney for Plaintiff FARRIS
ADAM